



available at <http://www.sec.gov/Archives/edgar/data/1107920/000089322007003588/w42006be8vk.htm#003>.

4. Attached hereto as **Exhibit C** is a true and correct copy of relevant excerpts and exhibits of the deposition of Michael Nowell, dated July 26, 2012.

5. Attached hereto as **Exhibit D** is a true and correct copy of relevant excerpts of the 2011 Annual Report of First Data Corporation, (Form 10-K) available at [http://sec.gov/Archives/edgar/data/883980/000110465912015609/a12-2328\\_110k.htm](http://sec.gov/Archives/edgar/data/883980/000110465912015609/a12-2328_110k.htm)

6. Attached hereto as **Exhibit E** is a true and correct copy of relevant excerpts and exhibits of the deposition of James Kilka, dated August 24, 2012.

7. Attached hereto as **Exhibit F** is a true and correct copy of relevant excerpts of Plaintiff's Federal Rule of Civil Procedure 26(a)(1) Disclosures.

8. Attached hereto as **Exhibit G** is a true and correct copy of *40 Years of Experience with the Fair Credit Reporting Act: An FTC Staff Report with Summary of Interpretations*, dated July 2011, available at <http://www.ftc.gov/os/2011/07/110720fcrareport.pdf>

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct and that this declaration was executed on this 4th day of October, 2012.

Dated: October 5, 2012

/s/ Joseph W. Clark  
Joseph W. Clark (VSB No. 42664)  
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